GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants –Allegation of Corruption against Sri G.Adinarayana, the then Assistant Director, APKVIB (Retired) – Trapped on 16-12-2004 - Disciplinary action initiated – Article of Charges Issued – Explanation Submitted – Inquiry Officer appointed –Charge held Proved - Imposing Punishment of 5 % cut in pension for one year under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 – Orders – Issued.

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INDUSTRIES & COMMERCE (VIGILANCE) DEPARTMENT

G.O.RT.No. 447 Dated:06.10.2015

Read the following:-

1. From the Director General, Anti Corruption Bureau, Hyderabad, Lr.No.189/RCT-VK1/2004-S9, dt:01.01.2005.
2. From the CEO, APKVIB, Hyderabad, Proceeding No.Estt/G1/ACB/2004, Dt:28.02.2005.
3. From the Director General, Anti Corruption Bureau, Hyd., Lr.No.189/RCT-VK1/2004-S9, dt:22-10-2005.
4. From the CEO, APKVIB, Hyd., Proceedings No.G1/Vig/ACB/2004, dt:04-05-2006 and 29-04-2006.
5. From the Director General, Anti Corruption Bureau, Hyderabad, Lr.No.189/RCT-VK1/2004-S9, dt:06.06.2006.
6. Govt Lr. No.17680/Vig.A3/2004, dt:22-06-2006.
7. From the CEO, APKVIB, Hyd., Proceedings Vig.Cell/ACB/GA/VZG/2006, dt:16-11-2006.
8. From the CEO, APKVIB,Hyd., Lr dt:11.02.2008.(along with Enquiry Report)
9. Govt letter No.17680/Vig/A3/2008, Dt:12.05.2009
10. From the Director General, Anti Corruption Bureau, Hyderabad, Lr.No.189/RCT-VK1/2004-S9, dt:30.03.2010
11. From the CEO, APKVIB, Hyderabad, Proceedings No.Vig Cell/ACB/169/2004-2010-1, dt:30.07.2010.
12. Govt Lr No.17680/Vig.A3/2004, dt:22.06.2013.
13. Govt Memo No.17680/Vig.A3/2004, dt:22.06.2013.
14. Explanation of Sri G.Adinarayana, Asst.Director, APKVIB, Vijayawada (Retd)., dt:17.07.2013.
15. From the Secy (FAC), APPSC, Hyderabad., Lr.No.72/RT/ 1/2015, dt:27.01.2015.

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O R D E R:

Whereas, in the reference 1st read above, the Director General, Anti-Corruption Bureau, Hyderabad has informed that Sri G.Adinarayana, Assistant Director, APKVIB, Vijayawada and Sri K.Venkata Ramana, Senior Inspector, O/o Assistant Director of Andhra Pradesh Khadi Village Industries Board, Vijayawada, Krishna district were trapped by officials of ACB on 16.12.2004.

(P.T.O)

2. And whereas, Sri G.Adinarayana, Assistant Director, APKVIB, Vijayawada and Sri K.Venkata Ramana, Senior Inspector were placed under suspension w.e.f the date of detention i.e.16.12.2004 by the CEO, APKVIB, Hyderabad vide his proceedings 2nd read above.

3. And whereas, in the reference 3rd read above, the Director General, Anti-Corruption Bureau, Hyderabad has recommended prosecution of Sri G.Adinarayana, Assistant Director, APKVIB, Vijayawada and Sri K.Venkata Ramana, Senior Inspector in a court of law U/s 7 and 13(2) r/w 13(1) (d) P.C Act.1988 and Sri T.Kanakaiah, private person under Section 12 of P.C Act.1988, as the allegations levelled against them have been proved in the investigation.

4. And whereas, in the reference 4th read above, the CEO, APKVIB, Hyderabad has issued sanction orders for prosecution of Sri G.Adinarayana, Assistant Director and Sri K.Venkata Ramana, Senior Inspector, APKVIB, Vijayawada.

5. And whereas, in the reference 5th read above, the Director General, Anti Corruption Bureau, Hyderabad has forwarded the Article of Charges against Sri G.Adinarayana, Assistant Director, APKVIB, Vijayawada and Sri K.Venkata Ramana, Senior Inspector, AP KVIB, Vijayawada for grave misconduct as indulging in activities like taking hot drinks in the office and also for allowing private person Sri T.Kanakaiah to perform the duties of attender in the office in place of his father-in law who is sick.

6. And whereas, in the reference 6th read above, Government has requested the CEO, APKVIB, Hyderabad to initiate Departmental Proceedings against the Accused Officer's.

7. And whereas, in the reference 7th read above, the CEO, APKVIB, Hyderabad has appointed Sri B.Shyam Rao, Deputy Director, Head Office, APKVIB, Hyderabad as Inquiry Officer to conduct enquiry into the article of charges framed against the charged officers.

8. And whereas, in the reference 8th read above, the CEO, APKVIB, Hyderabad has informed that the Enquiry Officer has conducted enquiry and submitted enquiry report that Charge.I of taking hot drinks in the Office is "Not Proved" and Charge.II of allowing a Private Person, Sri T.Kanakaiah to perform the duties of attender in place of his father-in-law is "Proved" against Sri G.Adinarayana, Asst Director and the Charge of taking hot drinks in the office is "Not proved" against Sri K.Venkata Ramana, Senior Inspector, APKVIB, Vijayawada. The disciplinary authority i.e Person – in – charge, KVIB, Hyderabad has proposed to impose stoppage of one annual grade increment without cumulative effect against Sri G.Adinarayana, Asst Director as the charge held proved.

9. And whereas, Sri G.Adinarayana, Asst Director has retired from service on 31.05 2008 on the attaining age of superannuation and the proposed punishment is not maintainable, the CEO, APKVIB, Hyderabad was requested to arrive at a proportionate cut in pension in the reference 9th read above.

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10. And whereas, in the reference 10th read above, the Director General, Anti-Corruption Bureau, Hyderabad has informed that the Special Judge for ACB cases, Vijayawada delivered judgement on dt:08.02.2010 acquitting Sri G.Adinarayana, Assistant Director and Sri K.Venkata Ramana, Senior Inspector, APKVIB, Vijayawada and the Bureau has decided not to file an appeal in the case.

11. And whereas, in the reference 11th read above, the CEO, APKVIB, Hyderabad has issued orders regularizing the suspension period from 16.12.2004 to 31.5.2008 of Sri G.Adinarayana, Asst.Director as duty under the provision of FR.54. In the reference 12th read above, Government has requested the CEO, APKVIB, Hyderabad to cancel the proceedings of the KVIB, dt:30.07.2010 in which the suspension period of Sri G.Adinarayana, the then A.D, APKVIB, Vijayawada was regularized and take necessary action for regularization of suspension period of the Accused Officer after final orders are issued in the Departmental action pending against him.

12. And whereas, Government have provisionally decided to impose a penalty of 5% cut in pension for one year against Sri G.Adinarayana, the then Assistant Director, KVIB, Vijayawada, under rule 9 of AP Revised Pension Rules, 1980 and a show cause notice was issued, duly indicating the proposed punishment to Sri G.Adinarayana, the then A.D, APKVIB vide reference 13th read above with a direction to submit his explanation within (15) days.

13. And whereas, in the reference 14th read above, Sri G.Adinarayana, the then Assistant Director has submitted his explanation to the Show Cause notice and requested to drop further action and release all the pensionary benefits.

14. Government have examined the representation of Sri G.Adinarayana, Assistant Director (Retired) and observed that he has not put forth any new grounds for consideration, hence it was decided to confirm the provisional decision to impose 5% cut in pension for one year against the Accused Officer for the Charge held proved and obtained the concurrence of APPSC in the reference 15th read above.

15. Accordingly, Government after careful examination hereby decide to impose 5% cut in pension for one year against Sri G.Adinarayana, Assistant Director, APKIVB (Retired), Vijayawada for the charge held proved.

16. The Chief Executive Officer, A.P Khadi Village Industries Board, Hyderabad shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NARESH PENUMAKA
EX-OFFICIO SECRETARY TO GOVERNMENT

To
1. Sir G.Adinarayana, Assistant Director,
   A.P Khadi Village Industries Board, Vijayawada. (Retired)
   (Through CEO, APKVIB, Hyderabad)
2. The Chief Executive Officer, A.P.Khadi Village Industries Board,
   Andhra Pradesh, Hyderabad.

(P.T.O)

3. The Secretary, A.P Public Service Commission, Hyderabad.
4. The Vigilance Commission, A.P. Secretariat, Hyderabad.
5. The Director General, Anti-Corruption Bureau, A.P., Hyderabad.
6. SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER